Government of Kerala
1971

Reg. No. K. 107

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XVI] Trivandrum, Thursday, 23rd December 1971 / 2nd Pousha 1893 [No. 556

GOVERNMENT OF KERALA

Law Department

NOTIFICATION

No. 16218-G2/71/Law. *Dated, Trivandrum, 23rd December, 1971/ 2nd Pousha, 1893.*

The following Act of the Kerala State Legislature is hereby published for General information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 22nd day of December, 1971.

By order of the Governor,
P. GOPALAKRISHNA WARRIER,
Law Secretary.

ACT 39 OF 1971

THE KERALA APPROPRIATION (No. 5) Act, 1971

An Act to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Kerala for the services of the financial year 1971-72.

Preamble.—WHEREAS it is necessary to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Kerala for the services of the financial year 1971-72;

BE it enacted in the Twenty-second year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Kerala Appropriation (No. 5) Act, 1971.

2. *Issue of Rs.* 1,73,85,200 *from and out of the Consolidated Fund of the State of Kerala for the financial year* 1971-72.—From and out of the Consolidated Fund of the State of Kerala, there may be paid and applied sums not exceeding those specified in column (3) of the schedule to this Act amounting in the aggregate to the sum of one crore, seventy three lakhs, eighty five thousand and two hundred rupees towards defraying the several charges which will come in course of payment during the financial year 1971-72, in respect of the services and purposes specified in column (2) of the said schedule.

3. *Appropriation.*—The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Kerala by this Act shall be appropriated for the services and purposes specified in the schedule in relation to the said year.

THE SCHEDULE

(*See* Sections 2 and 3)

(1)	(2)	(3)		
Demand No.	*Services and purposes*	*Sums not exceeding*		
		Voted by the Legislative Assembly *Rs.*	*Charged on the Consolidated Fund* *Rs.*	*Total* *Rs.*
II	Land Revenue	1,24,200	..	1,24,200
XIII	Police	100	..	100
XVI	University Education	30,000	..	30,000
XVII	General Education	10,01,800	..	10,01,800
XVIII	Technical Education	..	47,400	47,400
XIX	Medical	2,11,400	..	2,11,400
XXII	Agriculture	7,21,900	..	7,21,900
XXIII	Fisheries	..	15,500	15,500
XXV	Animal Husbandry	..	4,000	4,000
XXVII	Industries	..	53,100	53,100
XXVIII	Community Development Projects, National Extension Service and Local Development works	100	..	100
XXX	Harijan Welfare	2,42,300	25,500	2,67,800
XXXI	Statistics and Miscellaneous	40,000	..	40,000
XXXII	Irrigation	1,10,000	..	1,10,000
XXXVI	Famine	50,00,000	..	50,00,000
XXXVII	Pensions	80,000	..	80,000
XL	Miscellaneous	1,00,000	37,700	1,37,700
XLIV	Capital Outlay on Agricultural Improvement	2,19,900	..	2,19,900

(1)	(2)		(3)	
XLV	Capital Outlay on Industrial and Economic Development	20,00,000	7,51,700	27,51,700
XLVI	Capital Outlay on Irrigation	100	..	100
XLVII	Capital Outlay on Public Works	3,500	..	3,500
LV	Loans and Advances by Government	65,65,000	..	65,65,000
	Total	1,64,50,300	9,34,900	1,73,85,200

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1971

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GOVERNMENT OF KERALA

Home (SS) Department

NOTIFICATION

No. 19187-SS3/71-4/Home. *Dated, Trivandrum, 23rd December 1971.*

S. R. O. No. 499/71.—Under Section 5 of the Maintenance of Internal Security Act, 1971 (Central Act 26 of 1971), the Government of Kerala hereby make the following amendment to the Kerala Security Prisoners' Order, 1971, issued under Notification No. 19187/SS3/71-3/Home dated 8th December, 1971, published in the Kerala Gazette extraordinary No. 526 dated the 8th December, 1971, namely:—

AMENDMENT

In the said order, in clause 19, for the existing sub-clauses (1) and (2), the following shall be substituted, namely:—

"(1) Security Prisoners may receive such books, newspapers and periodicals as are not (a) proscribed by the Government; or (b) considered by the Government as not permissible.

(2) In addition to books, newspapers and periodicals which may be received through post or otherwise Security Prisoners who receive funds from outside may be allowed to purchase from such funds, books, newspapers and periodicals coming within sub-clause (1) above".

By order of the Governor,

S. NARAYANASWAMY,

Secretary to Government.

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GOVERNMENT OF KERALA
1971

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GOVERNMENT OF KERALA

Law Department

NOTIFICATION

No. 12836-F1|71|Law. *Dated, Trivandrum, 23rd December, 1971|*
2nd Pousha, 1893.

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 22nd day of December, 1971.

By order of the Governor,

P. V. Ramachandran,

Additional Law Secretary.

ACT 38 OF 1971

THE KERALA CO-OPERATIVE SOCIETIES (AMENDMENT) ACT, 1971

An Act to amend the Kerala Co-operative Societies Act, 1969.

Preamble.—WHEREAS it is expedient to amend the Kerala Co-operative Societies Act, 1969 (21 of 1969), for the purposes hereinafter appearing;

BE it enacted in the Twenty-second Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Co-operative Societies (Amendment) Act, 1971.

(2) It shall come into force atonce.

2. *Amendment of section 33.*—In section 33 of the Kerala Co-operative Societies Act, 1969 (21 of 1969), (hereinafter referred to as the principal Act), in sub-section (1),—

(i) for the words "where the Registrar is satisfied", the words "where a no confidence motion is passed by the general body against the existing committee or where the existing committee resigns enbloc or where vacancies occur in the committee either by resignation or otherwise and the number of remaining members cannot constitute the quorum for the meeting of the committee, or where the committee fails to hold its regular meeting consecutively for six months or where the Registrar is satisfied" shall be substituted;

(ii) in clause (b), for the word "consulting", the word "intimating" shall be substituted;

(iii) after the second proviso, the following shall be inserted, namely:—

"*Explanation.*—For the purposes of this sub-section, a tender of resignation by a member of the committee shall have the effect of terminating his membership from the committee."

3. *Amendment of section 72.*—In section 72 of the principal Act, in sub-section (3), for the figures "82", the figures "83" shall be substituted.

4. *Substitution of new sections for section 81.*—For section 81 of the principal Act, the following sections shall be substituted, namely:—

"81. *Tribunal.*—(1) The Government shall constitute a single member Tribunal to exercise the powers and discharge the functions conferred on the Tribunal under this Act.

(2) A person shall not be qualified for appointment as a member of the Tribunal unless he is or has been holding the post of a District Judge in the State.

(3) The term, salary and allowances and other conditions for service of the member shall be such as may be decided by Government from time to time.

(4) The Government shall make rules for regulating the procedure and disposal of the business of the Tribunal.

81A. *Provisions as to certain pending Proceedings.*—Every proceeding pending before the Tribunal immediately before the commencement of this Act shall stand transferred to and will be decided by the Tribunal constituted under this Act:

Provided that all such proceedings relating to orders passed by the Registrar under sections 32 and 33 of the Act, shall be sent to the Government for their decision.

Explanation.—'Proceeding' includes any appeal, revision petition or application for review."

5. *Amendment of section 82.*—In section 82 of the principal Act, in sub-section (1), clauses (b) and (c) shall be omitted.

6. *Amendment of section 89.*—In section 89 of the principal Act, in sub-section (4), in clause (a), for the words "nine members, one from each Revenue District in the State", the words "one member from each Revenue District in the State" shall be substituted.

7. *Repeal and saving.*—(1) The Kerala Co-operative Societies (Amendment) Ordinance, 1971 (19 of 1971), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken, under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act.

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1971

Reg. No. K. [illegible]

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

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NOTIFICATION

No. 3760/GS3/71. *Dated, Trivandrum, 22nd December* 1971

In exercise of the powers conferred by section 56 (2) of the Cochin University Act, 1971 (30 of 1971) the Chancellor of the University of Cochin has been pleased to nominate the following persons to be members of the Syndicate of the University of Cochin, namely:—

1. The Vice-Chancellor, Cochin University.
2. The Pro-Vice Chancellor, Cochin University.
3. The Director of Collegiate Education.
4. The Director of Technical Education.
5. The Education Secretary to Government.
6. Shri P. N. Menon, Joint General Manager, F. A. C. T.
7. Shri K. B. Mohamed Ebrahim, President, Chamber of Commerce, Ernakulam.
8. Shri K. T. Chandy, Kottayam.
9. Shri C. V. Kurien, Professor of Marine Biology.

10. Fr. Kaniamparam, Principal, St. Alberts College, Ernakulam.
11. Shri C. T. Benjamin, Principal, U. C. College, Alwaye.
12. The Principal, Maharaja's College, Ernakulam.
13. Shri M. K. Raghavan, M. L. A. Mattancherry.
14. Shri P. K. Vasudevan Nair, Ex. M. P.
15. Shri Saleh Mohamed Ibrahim Sait, Ex. M. P., Cochin.

By order of the Chancellor,

(Sd.)

P. M. ABRAHAM,

Secretary to Governor.

Raj Bhavan,
Trivandrum,

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GOVERNMENT OF KERALA
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GOVERNMENT OF KERALA

Local Administration (Municipal—Special) Department

NOTIFICATION

G.O.(Ms) 217|71(1)|LAD. *Dated, Trivandrum, 23rd December 1971.*

S. R. O. No. 500|71.—In exercise of the powers conferred by sub-section (2) of section 1 of the Kerala Additional Tax on Entertainments and Surcharge on Show Tax (Amendment) Ordinance, 1971 (22 of 1971), the Government of Kerala hereby appoint the 1st day of January, 1972 as the date on which the said Ordinance shall come into force.

By order of the Governor,

C. K. KOCHUKOSHY,
Secretary.

334244/MC.

GOVERNMENT OF KERALA

Abstract

TAXES—ADDITIONAL TAX ON ENTERTAINMENT AND SURCHARGE ON SHOW TAX—LEVY OF—INSTRUCTIONS ISSUED

Local Administration (Municipal—Special) Department

G. O. (Ms) 217|71(2). *Dated, Trivandrum, 23rd December 1971.*

Read.—The Kerala Additional Tax on Entertainment and Surcharge on Show Tax (Amendment) Ordinance, 1971.

ORDER

The Kerala Additional Tax on Entertainment and Surcharge on Show Tax (Amendment) Ordinance, 1971 (22 of 1971) has been published in a Gazette extraordinary dated the 16th December, 1971. It has been decided to bring the Ordinance into force with effect from 1-1-1972 and necessary notification in this regard under sub-section (2) of section 1 of the Ordinance is being published in the Gazette Extraordinary dated 23-12-1971. Under sub-section (1) of section 2A the additional tax on entertainment shall be levied and recovered by the local authorities as laid down in section 4 and the entire proceeds shall be made over by the local authority to the Government every month.

2. The following instructions are issued to the local bodies to regulate the collection and crediting the surcharge. Section 2(A) sub-section (1) prescribes the rate of surcharge on entertainment as follows:—.

	Rate of tax
Where such payment (inclusive of the amount of entertainments tax levied under the Kerala Local Authorities Entertainments Tax Act, 1961 and the additional tax on entertainments levied under section 2 of this Act is—	
(i) one rupee or less	ten paise
(ii) above one rupee but below two rupees and fifty paise	twenty paise
(iii) two rupees and fifty paise and above	thirty paise

Every local authority shall maintain a separate account showing the amount of surcharge on entertainment collected and paid over to the Government. The tax collected shall be credited to the State funds under credit head "XIIIA.(a)(i) Additional Tax on Entertainments" and monthly return of collection and remittance shall be submitted by every local authority to the Examiner of Local Fund Accounts, the Director of Municipalities and the Director of Panchayats. The Examiner of Local Fund Accounts shall furnish a consolidated statement to the Secretary to Government, Finance Department every month. The Director of Municipalities and the Director of Panchayats will watch the remittance by the local bodies.

The local authority shall not be entitled to any collection charge for collecting the surcharge. The surcharge on entertainments chargeable under sub-section (1) of section 2A shall be paid and such payment shall be indicated on each ticket for entertainment by means of impressed stamps bearing the inscription "Refugee Relief" whether with or without any other design, picture or inscription.

By order of the Governor,

C. K. KOCHUKOSHY,

Secretary.

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